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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of  
PURSELL et al.

Attorney Docket No. 46104

U.S. Serial No. 09/895,876

ATTN: Application Branch

Filed: July 2, 2001

For: CONTROLLED RELEASE AGRICULTURAL PRODUCTS AND  
PROCESSES FOR MAKING SAME

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D. C. 20231

Sir:

Responsive to the Notice to File Missing Parts of Application under 37 CFR 1.53(d) mailed August 20, 2001, attached hereto are the following to complete the formal filing requirements in the above-identified application:

- Declaration and Power of Attorney signed by each inventor (2 sheets);
- Assignment;
- A copy of the Notice to File Missing Parts of Application (Form PTO-1533) mailed August 20, 2001;
- New Application Fee Transmittal Form (see Form for specific fees paid herewith); and
- Submission of Substitute Drawings Cover and 5 Sheets of Drawings

Receipt is now awaited by Applicant of the official Filing Receipt confirming the above-noted filing date and Serial Number.

01/25/2002 NMOKAMH1 00000035 09895876

06 FC:117

920.00 0P

Respectfully submitted,  
MANELLI DENISON & SELTER, PLLC

January 22, 2002

January 21, 2002=Holiday  
January 20, 2002=Sunday

Paul E. White, Jr.

Paul E. White, Jr.

Reg. No. 32,011

Tel. No. 202-261-1050

Fax No. 202-887-0336

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Suite 700  
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202.261.1000



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE TRADEMARK APPLICATION OF  
PURSELL, et al.

Group Art Unit: Not Assigned

Appln. No.: 09/895,876

Examiner: Not Assigned

Filed: July 2, 2001

Title: CONTROLLED RELEASE AGRICULTURAL PRODUCTS AND  
PROCESSES FOR MAKING SAME

\* \* \* \* \*

January 22, 2002

**SUBMISSION OF SUBSTITUTE DRAWINGS**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated August 20, 2001, please enter the attached set of substitute drawings, entailing 5 sheets.

Entry of the attached set of substitute drawings and favorable consideration of this application are respectfully requested.

Respectfully submitted,

MANELLI DENISON & SELTER, PLLC

By Paul E. White, Jr.

Paul E. White, Jr.  
Reg. No. 32,011  
Tel. No.: (202) 261-1050  
Fax No.: (202) 887-0336

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Washington, D.C. 20036-3307  
(202) 261-1000

**NEW APPLICATION  
FEE TRANSMITTAL**

JAN 22 2002

AMOUNT ENCLOSED & TRADEMARK OFFICE	\$5,742.00	First Named Inventor	PURSELL et al.
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**FEES CALCULATION** (fees effective 12/29/99)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS	200 - 20 =	180	X \$ 18.00 =	\$3,240.00
	INDEPENDENT CLAIMS	11 - 3 =	8	X \$ 84.00 =	\$672.00
	MULTIPLE DEPENDENT CLAIMS (any number; if applicable)			+ \$280.00 =	0
				<b>BASIC FILING FEE</b> \$740	\$740.00
				Total of above Calculations =	\$4,652.00
	Surcharge for late filing fee, Statement or Power of Attorney (\$130.00)				\$130.00
				<b>TOTAL FILING FEE</b> =	\$4,782.00
				3 Month Extension Fee	\$920.00
	Surcharge for filing non-English language application (\$130.00; 37 CFR 1.52(d))				0
	Recordation of Assignment (\$40.00; 37 CFR 1.21(h)(1))				\$40.00
				<b>TOTAL FEES DUE</b> =	\$5,742.00

**METHOD OF PAYMENT**

Check enclosed as payment.  
 Charge "TOTAL FEES DUE" to the Deposit Account No., below.  
 No payment is enclosed and no charges to the Deposit Account are authorized at this time.

**GENERAL AUTHORIZATION**

If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:

Deposit Account No.	50-0687	under order No. 46104
Deposit Account Name	MANELLI DENISON & SELTER, PLLC	

The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(b)) to maintain pendency hereof or of any such related application.

**SUBMITTED BY: MANELLI DENISON & SELTER PLLC**

Typed Name	Paul E. White, Jr.	Reg. No.	32,011
Signature	<i>Paul E. White, Jr.</i>	Date	January 22, 2002

# 370300  
b

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of  
PURSELL, et al.

Group Art Unit: Not Assigned

Appln. No.: 09/895,876

Examiner: Not Assigned

Filed: July 2, 2001

Title: CONTROLLED RELEASE AGRICULTURAL PRODUCTS AND  
PROCESSES FOR MAKING SAME

\* \* \* \* \*

January 22, 2002

**PETITION UNDER 37 CFR 1.78 TO ACCEPT CLAIM OF PRIORITY**  
**ON PRIOR PROVISIONAL APPLICATIONS**

**BOX PETITIONS**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

The applicants of the subject application submit this petition for official entry of the applicants' claim of priority on prior filed provisional applications under 35 USC 119(e) and further to amend the subject application to refer to the prior filed provisional applications.

The applicants of the present application claim the benefit of provisional Application No. 60/216,132, filed July 3, 2000 and provisional Application No. 60/254,178, filed December 11, 2000.

The present application was filed on July 2, 2001 and thus the four month due date for filing a reference to the applicants' claim of priority on the provisional applications was November 2, 2001.

The applicants further request that the attached Preliminary Amendment be entered into the subject application. The Preliminary Amendment amends the

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specification by inserting the reference to each prior provisional application to which the subject nonprovisional application claims the benefit of priority under 35 USC 119(e). The inserted language is in accordance with 37 CFR 1.78a(5) and thus does not constitute new matter.

In accordance with 37 CFR 1.78a(6), the entire delay between the date the claim was due under paragraph 1.78a(5) and the date the present claim has been filed, was unintentional.

A check is attached to this Petition for the amount of (\$1,280) required under 37 CFR 1.17(t). (If there is any insufficiency of fees in submitting this Petition, then the Patent and Trademark Office (PTO) is authorized to charge any additional fees to PTO Account No. 50-0687, under Order No. 46104.)

The applicants respectfully request the grant of this Petition and entry of the attached Preliminary Amendment.

Respectfully submitted,

MANELLIS DENISON & SELTER, PLLC

By Paul E. White, Jr.  
Paul E. White, Jr.  
Reg. No. 32,011  
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JAN 22 2002  
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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/895,876	07/02/2001	Taylor Pursell	46104

CONFIRMATION NO. 5376

20736  
MANELLI DENISON & SELTER  
2000 M STREET NW SUITE 700  
WASHINGTON, DC 20036-3307

FORMALITIES LETTER



\*OC000000006444984\*

Date Mailed: 08/20/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/25/2002 NM0HAMM1 00000035 09895876

FILED UNDER 37 CFR 1.53(b)

01 FC 1.01	740.00 OP
02 FC 1.03	3240.00 OP
03 FC 1.02	672.00 OP
04 FC 1.05	130.00 OP

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$3880.
  - \$3240 for 180 total claims over 20.
  - \$640 for 8 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 4720.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE